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MS ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

on

October 25, 2004

Date of Deposit

Andrew D. Stover, Reg. No. 38,629

Name of applicant, assignee or

Registered Representative

October 25, 2004

Date of Signature

Our Case No. 70-75

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Burke et al.

Serial No.: 10/085,427

Filing Date: February 28, 2002

For VEHICLE WITH SWITCHED

SUPPLEMENTAL ENERGY

STORAGE SYSTEM FOR ENGINE

CRANKING

Our Case 110. 70-75

Examiner: Deberadinis, Robert L.

Group Art Unit No.: 2836

AMENDMENT UNDER 37 CFR 1.312

MS ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests entry of the following amendment in the above-identified application pursuant to 37 C.F.R. 1.312. The amendment to claim 5 is of a formal nature and merely corrects the dependency of claim 5, which derives antecedent basis from various terms in claim 4, not claim 1.